



Attorney Reference No.:

MP1705-US4

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
OVER A PRIOR PATENT**In re Application of: Hetherton et al.Application No: 10/701,992Filed: November 4, 2003For: A PROCESS FOR MANUFACTURING A COMPOSITE POLYMERIC CIRCUIT PROTECTION DEVICE (AS AMENDED)

The owner, Tyco Electronics Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,640,420. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend beyond the expiration of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or box 2 below, if appropriate.

1. ☐ For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I state that evidentiary documents concerning titles to the instant application and the prior patent have been reviewed and I certify that, to the best of my knowledge and belief, the titles are in the owner seeking to submit this Terminal Disclaimer; the documentary evidence of chain of title for the instant application from the original owner to the present owner being recorded at reel/frame no(s). _____ and the documentary evidence of chain of title for the prior patent from the original owner to the present owner being recorded at reel/frame no(s). _____.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the instant application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

Marguerite E. Gerstner February 28, 2006
Signature Date

Marguerite E. Gerstner, Reg. No. 32,695
Typed or printed name and Reg. No. (if applicable)

- ☒ Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.

Certificate of Mailing:

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Name: Marguerite E. GerstnerSignature: Marguerite E. Gerstner Date: February 28, 2006

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